

ALAMEDA COUNTY CONGESTION MANAGEMENT AGENCY BOARD
MINUTES OF JULY 23, 2009
OAKLAND, CALIFORNIA

1.0 PLEDGE OF ALLEGIANCE

2.0 ROLL CALL

Parmelee conducted the roll call to confirm quorum. The roll call roster is attached.

3.0 PUBLIC COMMENT

There were two public comments. Robert Raburn and Dave Campbell of East Bay Bicycle Coalition (EBBC) requested the CMA's support for: (1) Including pedestrian and bicycle safety in the draft CEQA Guideline revisions which is part of the Governor's greenhouse gas reduction initiative; (2) Amending the Alameda County Congestion Management Program to include bicycle and pedestrian safety and access; (3) CMA staff support to work with local agencies in developing traffic studies in TOD areas that are related to pedestrian and bicycle improvements; and (4) Updating the Alameda Countywide Bicycle Plan to make it consistent with the Countywide Transportation Plan with respect to TOD's. Dave Campbell of EBBC added that the Countywide Transportation Plan has Transit Oriented Development (TOD) as priority. Fay informed the Board that Mr. Raburn and Mr. Campbell met with him regarding their concerns and CMA staff are working with them to address these concerns.

4.0 CHAIR'S/VICE-CHAIR'S REPORT

4.1 Resolution Recognizing Caltrans Director Will Kempton

Chair Green reported that he attended the I-580 Soundwalls San Leandro kick-off event on July 9, 2009 at the San Leandro Public Library. The event was hosted by Vice Mayor Joyce Starosciak. He also presented for Board approval Resolution 09-08 recognizing Caltrans Director Will Kempton. A motion to approve Resolution 09-08 was made by Reid; a second was made by Worthington. The motion passed as follows: as follows: (30 – aye, 0 – nay, 5 – absent, 0 – abstain) AC Transit (1) – aye; Alameda County (3) – aye; City of Alameda (1) – aye; City of Albany (1) – aye; BART (1) – aye; City of Berkeley (2) – aye; City of Dublin (1) – aye; City of Emeryville (1) – aye; City of Fremont (4) – absent; City of Hayward (3) – aye; City of Livermore (2) – aye; City of Newark (1) – absent; City of Oakland (9) – aye; City of Piedmont (1) – aye; City of Pleasanton (1) – aye; City of San Leandro (2) – aye; City of Union City (1) – aye

5.0 EXECUTIVE DIRECTOR'S REPORT

On personnel matters, Fay reported that: (a) Celia Chung, Senior Transportation Planner (Part-time) who resigned on June 30, 2009 has been replaced by Gayle Payne effective July 1, 2009; (b) CMA has two summer interns, Nathan Levine, an Engineering student at California Polytechnic State University, and Lily Kho, a high school student provided through the MTC summer internship program. On the Sacramento report, he discussed the proposed solutions to balance the state budget which includes \$2.1 billion in borrowing mostly from local governments due to the suspension of Proposition 1A and \$1.5 billion in Highway User Tax Account. He added that state employees, including Caltrans, will continue to have three furlough days per month and this may result to slow down of grant funds applications processing. On the Washington DC report, he stated that: (1) Chairman Oberstar is continuing to move ahead with the six year authorization proposal rather than short-term extensions. On the other hand, the Senate's 18-month extension has passed Chairwoman Boxer's committee. Although the House and the Senate differ in opinion, they need to transfer about \$20 billion from the General Treasury to keep the

Highway Trust fund solvent; (2) The climate action bill is delayed until September; (3) There are earmarks for the I-580 HOV and Union City Intermodal in the draft appropriations for transportation for this coming fiscal year; (4) The Metropolitan Transportation Commission approved its \$133 million in requests as part of the statewide request for federal Transportation Investment Generating Economic Recovery (TIGER) candidate projects which consists of four projects which includes BART Oakland Airport Connector TIFIA and a project at the Port of Oakland; (5) The I-580 Soundwall Project had a kick-off event on July 9th. Construction has started and the first segment of soundwall will be completed in six months; (6) The Ardenwood Park and Ride Lot has opened and there is some vandalism in the lot.

6.0 CONSENT CALENDAR

- 6.1 Meeting Minutes, June 25, 2009**
- 6.2.1 Financial Reports – No report this month**
- 6.2.2 Quarterly Investment Report**
- 6.2.3 Quarterly SBE, LBE, and DBE Report**

Consent Items recommended by the following committees:

- 6.3 Plans & Programs Committee**
 - 6.3.1 TOD Quarterly Update**
 - 6.3.2 Establishment of a Policy Advisory Committee for the I-580 EB and WB Express Lane Projects**
- 6.4 Administration & Legislation Committee**
 - 6.4.1 Administrative IT Services: Authorization to Award Contract**
 - 6.4.2 Executive Director's Salary and Benefits for 2009-10**
 - 6.4.3 Executive Director's Performance Objectives for Fiscal Year 2009-10**
 - 6.4.4 ARRA Funding Resolution**
 - 6.4.5 Resolution of Local Support for the East Bay BRT Corridor Enhancement Project**
 - 6.4.6 AB 338 (Ma): Transit Villages/Tax Increment Financing**
 - 6.4.7 AB 1186 (Blumenfield)/SB 728 (Lowenthal): Parking Cash-out**
 - 6.4.8 AB 425 (Simitian): Small Business Trip Reduction Tax Deduction/Parking Cash-out Enforcement**
 - 6.4.9 AB 628 (Block): "Pay-by-Plate" Toll Collection**

A motion to approve the Consent Calendar was made by Worthington; a second was made by Miley. The motion passed unanimously.

*** END OF CONSENT ITEMS ***

7.0 PLANS & PROGRAMS COMMITTEE REPORTS

7.1 2009 Congestion Management Program (CMP) Update: Draft Report

Suthanthira stated that Chapters 2 through 6 of the 2009 CMP Draft Report have already been approved by the Committees and the Board. She said that substantive changes made to the remaining chapters are highlighted in the report. The final 2009 CMP will be scheduled for approval, including a public hearing, in the fall at the conclusion of 2010 STIP process. She recommended that the Board release the Draft 2009 CMP for comment with the exception of Table 16, 2010 STIP projects, in Chapter 7-Capital Improvement Program. A motion to approve staff recommendation was made by Henson; a second was made by Starosciak. The motion passed unanimously.

7.2 2010 STIP – Summary of Pre-applications Received

Todd provided an update on the 2010 STIP Fund Estimate. He stated that due to the delay in the State budget, STIP application is still on hold. Because of this, staff has requested intent to submit rather than full applications from all the agencies. He said once the fund estimate has been approved, full applications will be requested. He requested the Board to review the summary of “Pre-applications” received for the 2010 STIP. This item was for information only.

7.3 East Bay SMART Corridors Program-Operations and Management (O&M) Funding Plan and Activities

Hemiup stated that staff went back to ACTAC to change the cost sharing plan to an expenditure plan. For the I-580 Tri-Valley Corridor, \$41,700 will be covered by the overall funds for the overall corridor for the next eighteen months. After the eighteen months, staff will explore other funds to continue funding for it. He recommended that the Board take the following actions: (1) That the CMA Board approve the projected two year expenditure plan as shown in Table 1 with the understanding that CMA staff will continue to work with the partnering agencies to identify specific funding sources for all elements included in the Plan; and (2) That CMA staff establish a SMART Corridors Technical Advisory Committee (TAC). The TAC will have representation from all agencies participating in the SMART Corridors and will review and make recommendations to ACTAC on SMART Corridors related issues. Fay added that staff will present the actual funding plan to the Board at its September meeting. A motion to approve staff recommendation was made by Hosterman; a second was made by Sbranti. The motion passed unanimously.

7.4 FY 2009/2010 Project Study Report (PSR) Priority List

Todd stated that the FY 2009/2010 State budget proposes to charge local agencies for Caltrans staff time spent overseeing development of Project Study Reports/Project Initiation Documents ((PSR/PID) documents. PSR/PID is required by Caltrans prior to approving STIP funding for a project and obligating federal funding for projects on state highways. As part of the 2009/2010 state budget process, it is proposed that Caltrans will be reimbursed by a local entity for any work performed by Caltrans when it reviews or prepared PSR/PIDs. The budget has not been approved and this is still a proposal. Caltrans is preparing draft guidelines to implement the proposal and discussions are occurring throughout the state to answer questions such as: (a) Do project sponsors have the financial capacity to fund the additional cost associated with Caltrans oversight costs; (b) Can the PSR/PID process be revised to minimize oversight costs; and (c) How will the oversight cost affect the overall development of the “shelf” of projects that the county have had, allowing sponsors to put forward projects that are ready to receive funding when it becomes available. He enumerated the projects on the FY 2009/2010 PSR priority list for Alameda County. This item was for information only.

8.0 ADMINISTRATION & LEGISLATION COMMITTEE

8.1 I-80 Integrated Corridor Mobility (ICM): Approval to Advertise for a Construction Contract and Authority to Negotiate Construction Management Services

Hemiup stated that the CMA is the lead agency for the I-80 ICM project which is funded through various Federal, State & Local fund sources. To expedite delivery, the I-80 ICM project has been separated into six sub-projects. He recommended that the CMA Board take the following actions: (1) Authorize the Executive Director, or his designee, to advertise and request bids for the construction of the I-80 ICM Traffic Operations Systems (TOS) Project #3. Award of this contract is scheduled for action by the Board in October. The Engineer’s Estimate for the construction phase is \$2,144,000; (2) Authorize the Executive Director, or his designee, to negotiate and execute a contract to provide construction management services for the I-80 ICM Traffic Operations Systems (TOS) Project #3 and for the Traffic Light Synchronization Program (TLSP) Project #6 not to exceed \$2.4 million. A motion to approve staff

recommendation was made by Worthington; a second was made by Reid. The motion passed unanimously.

8.2 AB 744 (Torrico): Toll Lanes

Fay stated that this bill, sponsored by MTC, authorizes BATA to finance, construct and operate an express lane network in the Bay Area. The bill establishes a framework for creating corridor working groups that will plan and develop HOT lanes within each corridor. The bill specifies that after debt payments have been made, excess toll revenue is allocated back to each corridor in proportion to the amount of revenue generated. The excess toll revenue will be used to fund the corridor investment plan. He said that the CMA supports this bill in concept. However, substantive amendments to this bill are being considered which may alter the CMA's position. A motion to authorize the Chair to make any necessary changes to the CMA's position was made by Kamena; a second was made by Thomsen. The motion passed unanimously.

9.0 ADJOURNMENT

Chair Green adjourned the meeting at 4:10 pm. The next CMA Board meeting is scheduled on September 24, 2009 at 3:30 p.m..

Attest By:



Gladys V. Parmelee
Board Secretary



ALAMEDA COUNTY CONGESTION MANAGEMENT AGENCY

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CMA BOARD MEETING ROSTER OF MEETING ATTENDANCE

July 23, 2009

ACTIA Board Room

1333 Broadway, Suite 300, Oakland, CA 94612

BOARD MEMBERS	Initials	ALTERNATES	Initials
Mark Green, Chair – City of Union City		Manuel Fernandez – City of Union City	
Beverly Johnson, Vice Chair – City of Alameda		Frank Matarrese– City of Alameda	
Scott Haggerty – County of Alameda			
Nate Miley – County of Alameda			
Farid Javandel - City of Albany		Peggy Thomsen - City of Albany	
Kriss Worthington – City of Berkeley		Tom Bates – City of Berkeley	
Tim Sbranti- City of Dublin		Kasie Hildenbrand - City of Dublin	
Ruth Atkin – City of Emeryville		Ken Bukowski – City of Emeryville	
Robert Wieckowski– City of Fremont		Robert Wasserman – City of Fremont	
Olden Henson – City of Hayward		Kevin Dowling – City of Hayward	
Marshall Kamena – City of Livermore		Marjorie Leider – City of Livermore	
Luis Freitas – City of Newark		Alberto Huezo – City of Newark	
Larry Reid – City of Oakland		None	
John Chiang – City of Piedmont		Garrett Keating – City of Piedmont	
Jennifer Hosterman – City of Pleasanton		Cheryl Cook-Kallio – City of Pleasanton	
Joyce R. Starosciak – City of San Leandro		Bill Stephens – City of San Leandro	
Greg Harper – AC Transit		Joel Young - AC Transit	
Thomas Blalock - BART		Robert Franklin - BART	

CMA STAFF	Initials	LEGAL COUNSEL	Initials
Dennis R. Fay - Executive Director		Zack Wasserman – WRBD	
Frank R. Furger - Chief Deputy Director		Neal Parish – WRBD	
Dick Swanson - Director of Finance & Admin.			
Gladys Parmelee – Executive Asst. & Board Secretary			

CMA STAFF	Initials	CMA Staff	Initials
Yvonne Chan – Accounting Manager		Vivek Bhat - Associate Transportation Engr.	<i>VB</i>
Christina Muller –Administrative Manager		Saravana Suthanthira, Senior Trans. Planner	<i>SS</i>
Cyrus Minoofar - Manager of ITS	<i>CM</i>	Liz Brazil – Contracts Administrator	
Matt Todd - Manager of Programming	<i>MT</i>	Sammy Ng – Senior Accountant	
Ray Akkawi – Manager of Project Delivery		Patty Sue - Accountant	
Beth Walukas – Manager of Planning	<i>BW</i>	Jacki Taylor – Engineering Assistant	<i>JT</i>
Bijan Yarjani – Senior Transportation Engineer		Laurel Poeten – Engineering Assistant	
Steve Haas – Senior Transportation Engineer	<i>SH</i>	Victoria Winn – Administrative Assistant III	
John Hemiup – Senior Transportation Engineer	<i>JH</i>	Claudia Leyva – Administrative Assistant III	
Diane Stark, Senior Transportation Planner		Olivia Hendrickson – Administrative Asst. II	
Gayle Payne – Senior Transportation Planner		Myrna Portillo - Administrative Assistant I	

NAME	JURISDICTION/ ORGANIZATION	PHONE #	E-MAIL
1. Pat Mossburg	Oak/Larry Reid	510-238-7573	pmossburg@oaklandnet.com
2. Sam Ayala	Alameda BRT/Haggerty	925-551-6945	sam.ayala@acrra.org
3. Tina Spencer	AC Transit	510.891.4754	tspencer@actransit.org
4. Jaimee Bourgeois	City of Dublin	925.833.6634	jaimee.bourgeois@ci.dublin.ca.us
5. Ken Ross	City of Livermore	925-960-4512	keross@ci.livermore.ca.us
6. Mike Tossano	Pleasanton	925 931-5670	mtossano@ci.pleasanton.ca.us
7. Cecil Payne	ACCMA	350-2329	cpayne@accma.ca.gov
8. John Hemiup	ACCMA		
9. Robert Raburn	East Bay Bicycle Coalition	533-7433	robert@ebbc.org
10. Dave Campbell	EAST BAY BICYCLE COALITION		dcampbel@ebbc.org
11. Alan Lee	BART	464-6121	alee1@bart.gov
12. Nate Levine	ACCMA		nlevine@accma.ca.gov
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